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*Attorneys for Defendant and Counterclaimant
 TSA Stores, Inc.*

IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

GRIPITZ, LLC, a California Limited
 Liability Company,

Plaintiff,
 vs.

TSA STORES, INC., a Delaware corporation
 d/b/a Sports Authority,

Defendant

 TSA STORES, INC., a Delaware corporation
 d/b/a Sports Authority,

Counterclaimant,
 vs.

GRIPITZ, LLC, a California Limited
 Liability Company,

Counterdefendant.

Case No.: C07-2493 MMC

**STIPULATION AND [Proposed] ORDER
 RESCHEDULING THE DATE OF THE
 CASE MANAGEMENT CONFERENCE**

The Honorable Maxine M. Chesney

CIVIL ACTION NO.: C07-2493 MMC

**STIPULATION AND [Proposed] ORDER RESCHEDULING THE DATE OF THE CASE
 MANAGEMENT CONFERENCE**

1 Plaintiff and Counterdefendant GRIPITZ, LLC (“GRIPITZ”), by and through its
2 counsel of record and Defendant and Counterclaimant TSA STORES, INC. (“TSA”), by and
3 through its counsel of record, stipulate as follows:

4 WHEREAS, pursuant to the Case Management Conference Order, filed on
5 August 22, 2007 (Document No. 13), the Case Management Conference is scheduled before
6 the Honorable Maxine M. Chesney on Friday, September 21, 2007 at 10:30 a.m. in
7 Courtroom No. 7, 19th Floor, Federal Building, 450 Golden Gate Avenue, San Francisco,
8 CA 94102;

9 WHEREAS, Mr. Dunne is lead trial counsel for Defendant and Counterclaimant
10 TSA;

11 WHEREAS, Mr. Dunne is lead counsel in a trial that is to commence on September
12 10, 2007 in the Eastern District of New York. That case is entitled: *Imig, Inc. v. Electrolux*
13 *Home Care Products, Ltd.* Trial of the matter is scheduled to continue until September 18,
14 2007;

15 WHEREAS, Mr. Dunne has a previously scheduled deposition set for September 19
16 and 20, 2007 in the case of *Fendi v Ashley Reed, 06 CV 0243 (JES)*. That case involves
17 multiple defendants and the deposition was difficult to schedule. The deponent is flying in
18 from Italy to appear for his deposition, making the deposition impossible to reschedule;

19 WHEREAS, GRIPITZ and TSA have commenced settlement discussions and
20 believe that rescheduling the Case Management Conference to October 12, 2007 will
21 provide adequate time for GRIPITZ and TSA to continue with substantive settlement
22 discussions and to prepare and file the Joint Case Management Conference Statement, which
23 would be due on October 5, 2007, should settlement of the action not be attained;

24 WHEREAS, Mr. Dunne is a sole practitioner with offices in New York, New York
25 and, as such, would prefer to appear at the Case Management Conference by telephone.
26


GRIPITZ opposes Mr. Dunne's preference and any request by him to appear at the Case Management Conference telephonically;

NOW THEREFORE.

Plaintiff and Counterdefendant GRIPITZ, by and through its counsel of record, and Defendant and Counterclaimant TSA, by and through its counsel of record do hereby Stipulate that the Case Management Conference currently scheduled for September 21, 2007 be vacated and the Case Management Conference be reset for 10:30 a.m. before the Honorable Maxine M. Chesney on October 12, 2007.


IT IS SO STIPULATED:

LAW OFFICES OF MARK L. PETTINARI

By: 
Mark L. Pettinari, Esq.
Attorneys for Plaintiff and Counterdefendant
GRIPITZ, LLC

Date: September 7, 2007

GERARD F. DUNNE, P.C.

By: 
Gerard F. Dunne, Esq.
(Appearing *Pro Hac Vice*)

Date: Sept 7, 2007

Local counsel:

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Attorneys for Defendant and Counterclaimant
TSA Stores, Inc.

ORDER

Having read and considered the Stipulation entered into by counsel for Plaintiff and Counterdefendant GRIPITZ, LLC and counsel for Defendant and Counterclaimant TSA STORES, INC., the Court finds that good cause exists for the Case Management Conference to be rescheduled to October 12, 2007. NOW THEREFORE,

IT IS HEREBY ORDERED that the Case Management Conference currently scheduled for September 21, 2007 is vacated and the Case Management Conference be reset for 10:30 a.m. on October 12, 2007 before the Honorable Maxine M. Chesney, Judge of the above-entitled Court in Courtroom No. 7, 19th Floor, Federal Building, 450 Golden Gate Avenue, San Francisco, CA 94102.

DATED: _____

Maxine M. Chesney
Judge, United States District Court